

REMARKS

In the present application claims 1-3, 6-9 and 11-12 are pending. After a final office action and advisory action were issued with regard to these claims the claims remained rejected by the Examiner. The present Request for Continued Examination is filed under the belief that the issues presented by the Examiner in the advisory action are easily addressed with a brief continuation of prosecution.

The two remaining issues left addressed by the Examiner in the advisory action are the rejection of claims 1-3, 6-9 and 11-12 under 34 USC 112, second paragraph are vague and not properly defined so as to determine what the applicant is seeking. The claims were additionally rejected under 35 USC 103(a) as being anticipated by Salmeen et al (US Pub.No. 2004/0114381) in view of Wolfe (US 2005/0228551). The Applicant respectfully traverses these rejections and seeks reconsideration of the Examiner based on the following arguments.

35 USC 112, Second Paragraph Rejections

The Applicant respectfully seeks reconsideration of this rejection. The Examiner's rejections seem to only indicate that it is "not clear" what is meant and encompassed by the term "vehicle settings". The term "vehicle settings" is defined by a list of variable settings within a vehicle as specified in the specification as filed and throughout prosecution. The term is intended to encompass electronically configurable vehicle settings. This is not a classification of goods that is boundless or ill-defined. To one skilled in the art, it would be clear what a vehicle setting encompasses. It is clear and inherent from the specification as filed (and the invention as a whole) that the term vehicle settings within the present invention applies to electronically configurable settings. This is not a boundless or limitless designation from which a lack of clarity can be claimed. It may be a broad term, but no so broad so as to fall within the purview of 35 USC 112, second paragraph. Reconsideration is formally requested.

35 USC 103(a) rejections

The Applicant respectfully seeks reconsideration of this rejection. The Examiner's response within his advisory action was that the Applicant failed to provide sufficient proof with regards to the Salmeen reference that it was under obligation to assign to a common owner at the time of the invention. The Applicant has respectfully attached the assignments of both the present application and the Salmeen reference indicating they were both under obligation to assign to Ford Global Technologies, LLC. Additionally, the Examiner should note that both applications were filed by the present representatives own law firm who can attest that both inventions were under obligation to assign to Ford Global Technologies, LLC. Reconsideration is formally requested. The Applicant is happy to provide any additional information necessary at the Examiner's request.

CONCLUSION

The application is now in condition for allowance and expeditious notice thereof is earnestly solicited. Should the Examiner have any questions or comments, the Examiner is respectfully requested to contact the undersigned attorney.

Respectfully submitted,

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Dated: March 20, 2007